



WASHOE COUNTY

"Dedicated To Excellence in Public Service"

www.washoecounty.us

CM/ACM JS

Finance MM

DA PL

Risk Mgt. DE

HR N/A

STAFF REPORT

BOARD MEETING DATE: March 8, 2016

DATE: February 18, 2016
TO: Board of County Commissioners
FROM: Charles Moore, Fire Chief, TMFPD
Telephone: 775.326.6000 Email: cmoore@tmfpd.us
THROUGH: John Slaughter, County Manager
Telephone: 775.328.2060 Email: jslaughter@washoecounty.us

SUBJECT: Second reading and possible adoption of an ordinance providing for the full consideration of protests of the consolidation of the Truckee Meadows Fire Protection District and Sierra Fire Protection District into one fire protection district to be known as the Truckee Meadows Fire Protection District; finalizing the consolidation; providing for the dissolution of the Sierra Fire Protection District and its Board of Fire Commissioners, and providing for other matters properly relating thereto. (All Commission Districts)

SUMMARY

Second reading and possible adoption of an ordinance providing for the full consideration of protests of the consolidation of the Truckee Meadows Fire Protection District and Sierra Fire Protection District into one fire protection district to be known as the Truckee Meadows Fire Protection District; finalizing the consolidation; providing for the dissolution of the Sierra Fire Protection District and its Board of Fire Commissioners, and providing for other matters properly relating thereto.*

*A minor error was discovered on Page 4 of the Ordinance under TOWNSHIP 23 NORTH, RANGE 22 EAST, where section number 35 was omitted. The Section number has been corrected for the second reading.

Strategic Objective supported by this item: Safe Secure and Healthy Communities

PREVIOUS ACTION

October 25, 2011 Board of Fire Commissioners approved the operational and administrative consolidation of the SFPD and TMFPD with TMFPD as fire service provider and defined the level of service therein. Board directed staff to return with an Interlocal Agreement between the SFPD and TMFPD to effectuate the consolidation through contract.

March 27, 2012 Board of Fire Commissioners approved the Interlocal Agreement between the SFPD and TMFPD for Consolidated Fire Service.

On January 7, 2015 the Board of Fire Commissioners approved the potential legislation in concept to clarify and amend NRS 474 County Fire Protection District law to allow for a permanent consolidation of the Truckee Meadows Fire Protection District and the Sierra Fire Protection District.

On August 25, 2015 the Board of County Commissioners approved a resolution proposing to consolidate Truckee Meadows Fire Protection District with Sierra Fire Protection District and requested staff to schedule a public hearing on September 22, 2015 to determine whether consolidation is feasible and in the best interests of the County and Districts.

On September 22, 2015 the Board of County Commissioners held a Public Hearing to determine whether consolidation of Truckee Meadows Fire Protection District with Sierra Fire Protection District is feasible and in the best interests of the County and Districts and directed Staff to make all necessary steps to complete the consolidation no later than June 30, 2016.

On February 23, 2016 the Board of County Commissioners introduced and held a first reading of an ordinance providing for the full consideration of protests of the consolidation of the Truckee Meadows Fire Protection District and Sierra Fire Protection District into one fire protection district to be known as the Truckee Meadows Fire Protection District; finalizing the consolidation; providing for the dissolution of the Sierra Fire Protection District and its Board of Fire Commissioners, and providing for other matters properly relating thereto, and set a second reading for possible adoption of ordinance.

BACKGROUND

Since 2010, the Board of Fire Commissioners has taken steps to consolidate the operations and administration of the TMFPD and SFPD. The consolidation has taken place through an Interlocal Agreement approved by the Board on March 27, 2012 with subsequent extensions. However, consolidation through Interlocal Agreement means both fire districts are still in existence as two separate local governments resulting in duplication of effort and higher costs of administration.

The Districts deliver service as one fire department but both follow state law regarding auditing, budgeting and reporting requirements. This requires duplicate auditing and multiple Board meetings, agendas and actions. The cost of the SFPD audit is in the \$26,000 range which could be saved if the Districts were combined. Duplicate budgets result in a cost of several thousands of dollars of staff time in preparing duplicate budgets.

The operational and administrative consolidation of the TMFPD and SFPD has been extremely successful and has provided financial stability to both fire districts. A permanent consolidation would insure this successful consolidation remains in perpetuity.

Recently enacted legislation, AB 333, allows a Board of County Commissioners of a County with a population of less than 700,000 to consolidate two or more fire protection districts. AB 333 provides that consolidation may be initiated by the adoption of a resolution proposing the consolidation of two or more fire protection districts and completed through adoption of Ordinances.

FISCAL IMPACT

The estimated savings to the Districts resulting from this merger, primarily a reduction in the cost of contracting for an audit of two sets of financial statements, is approximately \$26,000. There will also be savings in staff time in the preparation of two budgets, financial reporting for two entities, and the allocation of operating costs between the two Districts. There may be one-time reprogramming costs in FY2015-16 for the Treasurer's tax collection software system to carry over abatements for properties in the SFPD area. These costs, if they materialize, will be covered by TMFPD's budget. In addition, the legislation ensured no property tax increases due to an annexation of the SFPD by the TMFPD.

RECOMMENDATION

Staff recommends that the Board adopt the proposed ordinance consolidating Truckee Meadows Fire Protection District and Sierra Fire Protection District into one fire protection district to be known as the Truckee Meadows Fire Protection District effective July 1, 2016 at 12:00am; Providing for the dissolution of the Sierra Fire Protection District and its Board of Fire Commissioners, and providing for other matters properly relating thereto effective June 30, 2016 at 11:59:59pm.

POSSIBLE MOTION

Should the Board agree with staff's recommendation, a possible motion would be:

"I move to adopt the proposed ordinance consolidating Truckee Meadows Fire Protection District and Sierra Fire Protection District into one fire protection district to be known as the Truckee Meadows Fire Protection District effective July 1, 2016 at 12:00am; Providing for the dissolution of the Sierra Fire Protection District and its Board of Fire Commissioners, and providing for other matters properly relating thereto effective June 30, 2016 at 11:59:59pm."

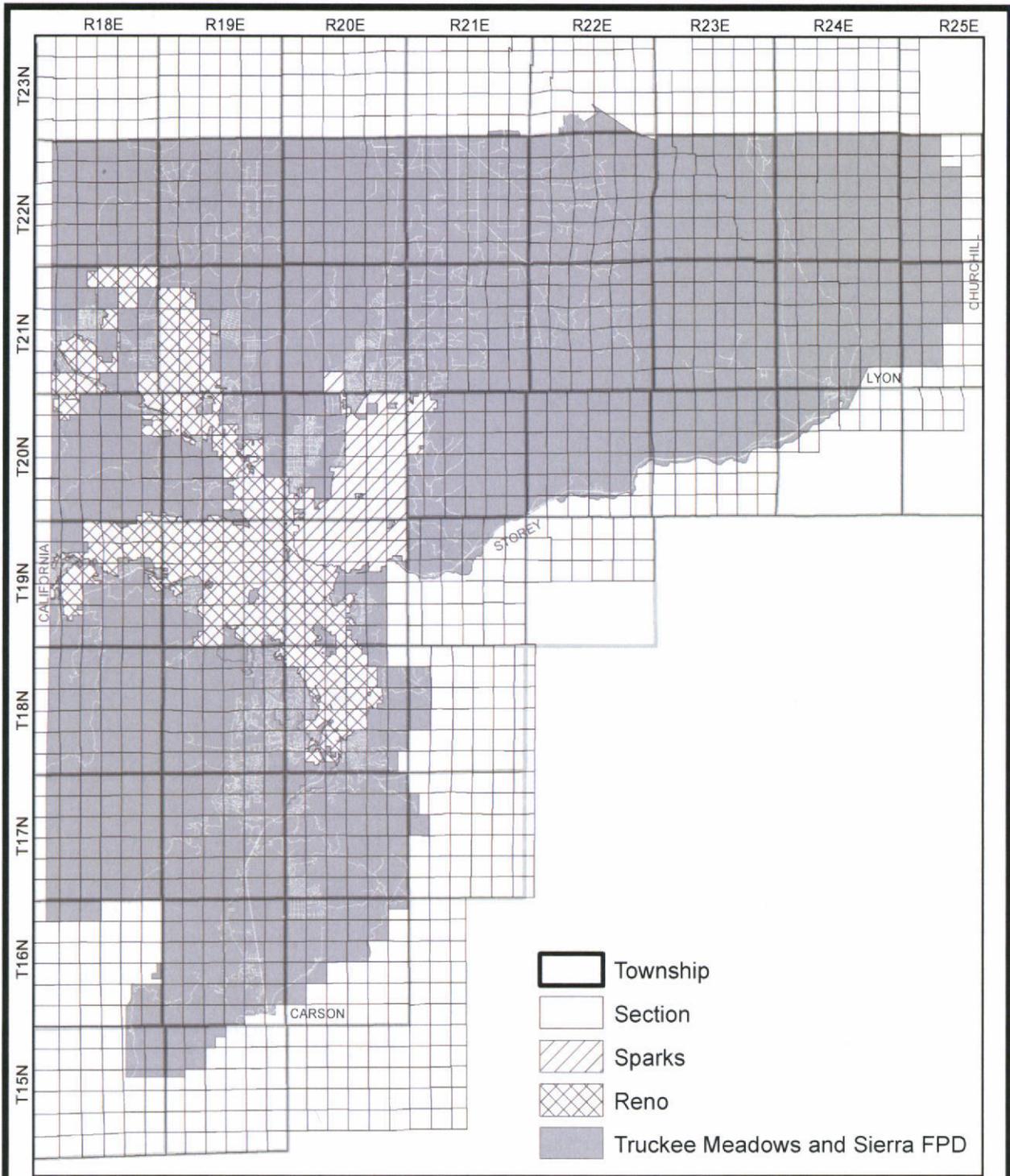


EXHIBIT B TRUCKEE MEADOWS AND SIERRA FPD MERGER AREA

-  Township
-  Section
-  Sparks
-  Reno
-  Truckee Meadows and Sierra FPD

Source: Engineering Division

\\arodata\projects\public_works\exhibit_fire_bnd_2016.mxd



Date: January 2016

Community Services
Department

WASHOE COUNTY
NEVADA

Post Office Box 11130
Reno, Nevada 89520 (775) 328-3600

Notice: Per NRS 239B.030, this document does not contain personal information as defined in NRS 603A.040

Summary: An ordinance providing for the full consideration of protests of the consolidation of the Truckee Meadows Fire Protection District and Sierra Fire Protection District; consolidating the Sierra Fire Protection District and Truckee Meadows Fire Protection District into one fire protection district which will be known as the "Truckee Meadows Fire Protection District"; providing for the dissolution of the Sierra Fire Protection District and its Board Of Fire Commissioners; and providing for other matters properly relating thereto.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE FULL CONSIDERATION OF PROTESTS OF THE CONSOLIDATION OF THE TRUCKEE MEADOWS FIRE PROTECTION DISTRICT AND SIERRA FIRE PROTECTION DISTRICT INTO ONE FIRE PROTECTION DISTRICT; CONSOLIDATING THE SIERRA FIRE PROTECTION DISTRICT AND TRUCKEE MEADOWS FIRE PROTECTION DISTRICT INTO ONE FIRE PROTECTION DISTRICT WHICH WILL BE KNOWN AS THE "TRUCKEE MEADOWS FIRE PROTECTION DISTRICT"; PROVIDING FOR THE DISSOLUTION OF THE SIERRA FIRE PROTECTION DISTRICT AND ITS BOARD OF FIRE COMMISSIONERS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS the Sierra Fire Protection District ("SFPD") and Truckee Meadows Fire Protection District ("TMFPD") were created by the Washoe County Board of Commissioners pursuant to NRS 474.460; and,

WHEREAS in 2015 the Nevada Legislature passed legislation, AB 333, which was signed by the Governor and became law on July 1, 2015 which law allows a board of county commissioners of a county with a population of less than 700,000 to consolidate two or more fire protection districts organized pursuant to NRS 474.460 provided (a) each district is contiguous to at least one other district subject to the consolidation, and (b) the territory of each district is located entirely within the county, and (c) the rates of the taxes levied by the board of county commissioners pursuant to NRS 474.510 and 474.515, respectively, are equal in each district at the time of consolidation; and,

WHEREAS, AB 333 provides that consolidation may be initiated by the adoption of a resolution proposing the consolidation of two or more fire protection districts; and,

WHEREAS, AB 333 requires a public hearing following the adoption of a resolution to determine whether consolidation is feasible and in the best interests of the county and the fire protection districts; and,

WHEREAS, following the public hearing on feasibility and best interests of the county and fire districts, AB 333 requires the board of county commissioners adopt an ordinance creating a consolidated fire protection district that includes all of the area of the fire protection districts, and includes the name and identifies the boundaries of the consolidated fire protection district; and,

WHEREAS, the population of Washoe County is less than 700,000, the boundaries of the Truckee Meadows Fire Protection District and Sierra Fire Protection District, both organized pursuant to NRS 474.460, are located entirely within Washoe County, are contiguous to each other, and the rates of taxes levied by the Board of County Commissioners are equal in both fire protection districts; and,

WHEREAS, in a duly noticed public meeting held on August 25, 2015, the Washoe County Board of Commissioners adopted a Resolution directing a public hearing be held on September 22, 2015, to determine whether consolidation of Truckee Meadows Fire Protection District and Sierra Fire Protection District is feasible and in the best interests of Washoe County and the Districts at which members of the public were allowed to comment; and,

WHEREAS, following the hearing held on September 22, 2015, the Board of County Commissioners has concluded that consolidation is feasible and in the best interests of Washoe County and the Districts, and,

WHEREAS, the Board of County Commissioners seeks to maximize efficiency in firefighting and emergency medical services and to provide dedicated ad valorem funding of those services; and,

WHEREAS, the Board of County Commissioners desires to consolidate Truckee Meadows Fire Protection District and the Sierra Fire Protection District into one district which will include all of the area of both fire protection districts and be named "Truckee Meadows Fire Protection District"; to have the Truckee Meadows Fire Protection District assume all duties, debts, obligations, liabilities, revenues, expenditures and

assets of the Sierra Fire Protection District; to dissolve the Board of Fire Commissioners for the Sierra Fire Protection District and take all other actions necessary and proper to finalize consolidation of the Sierra Fire Protection District with the Truckee Meadows Fire Protection District and cease all operations and activities of the Sierra Fire Protection District on June 30, 2016; and,

WHEREAS, the Board of County Commissioners desires to allow each owner of real or personal property that is located within the consolidated fire protection district that is subject to taxation pursuant to NRS 474.510 and 474.515 any partial abatement of taxes provided by NRS 361.4722, 361.4723 and 361.4724 to which the owner was entitled immediately prior to the date of the consolidation for those taxes levied against the owner's real or personal property pursuant to NRS 474.510 and 474.515; and,

WHEREAS the Board of County Commissioners directed staff to draft an ordinance and to take such other and further actions as are necessary to cease all operations and activities of the SFPD, to consolidate the SFPD and TMFPD, and to dissolve the Board of Fire Commissioners for the SFPD on June 30, 2016

THE BOARD OF COMMISSIONERS OF WASHOE COUNTY, STATE OF NEVADA, DO ORDAIN:

SECTION 1.

The Board of County Commissioners adopted a Resolution August 25, 2015 directing a public hearing be held on September 22, 2015, at which meeting members of the public were allowed to comment as to whether consolidation is feasible and in the best interests of Washoe County and the Districts.

SECTION 2.

The record of the Board of County Commissioners demonstrates that the hearing on September 22, 2015, was properly noticed and that no members of the public spoke for or against the consolidation of the SFPD and TMFPD.

SECTION 3.

Through consideration of the reports of Washoe County staff and the lack of public comment for or against consolidation of the SFPD and TMFPD and other evidence on the record at the public meetings held on the consolidation, the Board of County Commissioners finds that consolidation is feasible and in the best interests of Washoe County and the Districts.

SECTION 4.

Through this ordinance it is declared and ordered that on June 30, 2016, at 11:59:59 p.m., the SFPD shall cease to exist and its Board of Fire Commissioners is dissolved.

SECTION 5.

Effective July 1, 2016, at 12:00:00 a.m.:

A. Except as required for consolidation with SFPD as provided herein, TMFPD shall continue in its existence and operations as a Fire Protection District created pursuant to NRS 474.460 in all respects.

B. All of SFPD's fire services, powers, functions, responsibilities and obligations conferred upon and exercised by SFPD shall thereafter be assumed and performed by TMFPD.

C. All of the area serviced by SFPD prior to June 30, 2016 shall become consolidated with all of the area serviced by TMFPD and shall thereafter be designated TMFPD's area. Except as otherwise provided in this ordinance, the boundaries of the consolidated Sierra Fire Protection and Truckee Meadows Fire Protection Districts are described as follows:

TOWNSHIP 23 NORTH, RANGE 21 EAST

- Township 23 North, Range 21 East, Sections 34, 35 and 36, parcels 59 and 50 as shown on Division of Land Map L34, APN 07647001, APN 07647010 (a portion of the Monte Cristo Ranch Unit 1).

TOWNSHIP 23 NORTH, RANGE 22 EAST

- Township 23 North, Range 22 East, portions of Sections 27, 28, 32, 33, 34, and 35, parcels 1, 5, 6, 7, 8, 9, 10, 18, 19, 20, 21, 22, 23, 26 and 37, as shown on Division of Land Map L34, APN 07655001, APN 07654008, APN 07653004, APN 07653003, APN 07653002, APN 07653001, APN 07652004, APN 07653005, APN 07653006, APN 07653007, APN 07653008, APN 07653009, APN 07653010, APN 07653011, APN 07650001 (a portion of the Monte Cristo Ranch Unit 1).

TOWNSHIP 22 NORTH, RANGE 18 EAST

- Township 22 North, Range 18 East in its entirety excepting therefrom those portions outside the Washoe County and the State of Nevada boundary.

TOWNSHIP 22 NORTH, RANGE 19 EAST

- Township 22 North, Range 19 East in its entirety.

TOWNSHIP 22 NORTH, RANGE 20 EAST

- Township 22 North, Range 20 East in its entirety.

TOWNSHIP 22 NORTH, RANGE 21 EAST

- Township 22 North, Range 21 East in its entirety.

TOWNSHIP 22 NORTH, RANGE 22 EAST

- Township 22 North, Range 22 East in its entirety excepting therefrom those portions outside Washoe County and lying within the Pyramid Lake Indian Reservation boundary.

TOWNSHIP 22 NORTH, RANGE 23 EAST

- Township 22 North, Range 23 East in its entirety.

TOWNSHIP 22 NORTH, RANGE 24 EAST

- Township 22 North, Range 24 East in its entirety.

TOWNSHIP 22 NORTH, RANGE 25 EAST

- Township 22 North, Range 25 East, excepting therefrom those portions outside Washoe County.

TOWNSHIP 21 NORTH, RANGE 18 EAST

- Township 21 North, Range 18 East in its entirety, excepting therefrom those portions outside Washoe County and the State of Nevada.
- Township 21 North, Range 18 East, excepting therefrom those portions within City of Reno limits.

TOWNSHIP 21 NORTH, RANGE 19 EAST

- Township 21 North, Range 19 East, in its entirety excepting therefrom those portions within City of Reno limits.

TOWNSHIP 21 NORTH, RANGE 20 EAST

- Township 21 North, Range 20 East excepting therefrom those portions within City of Sparks limits.

TOWNSHIP 21 NORTH, RANGE 21 EAST

- Township 21 North, Range 21 East in its entirety.

TOWNSHIP 21 NORTH, RANGE 22 EAST

- Township 21 North, Range 22 in its entirety.

TOWNSHIP 21 NORTH, RANGE 23 EAST

- Township 21 North, Range 23 in its entirety.

TOWNSHIP 21 NORTH, RANGE 24 EAST

- Township 21 North, Range 24 East in its entirety, excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 21 NORTH, RANGE 25 EAST

- Township 21 North, Range 25 East in its entirety, excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 20 NORTH, RANGE 18 EAST

- Township 20 North, Range 18 East in its entirety, excepting therefrom those portions within City of Reno limits and outside Washoe County limits and the State of Nevada boundary.

TOWNSHIP 20 NORTH, RANGE 19 EAST

- Township 20 North, Range 19 East in its entirety, excepting therefrom those portions within City of Reno limits.

TOWNSHIP 20 NORTH, RANGE 20 EAST

- Township 20 North, Range 20 East in its entirety, excepting therefrom those portions within City of Reno and City of Sparks limits.

TOWNSHIP 20 NORTH, RANGE 21 EAST

- Township 20 North, Range 21 East in its entirety, excepting therefrom those portions within City of Sparks limits and those Sections which lie outside the County of Washoe.

TOWNSHIP 20 NORTH, RANGE 22 EAST

- Township 20 North, Range 22 East excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 20 NORTH, RANGE 23 EAST

- Township 20 North, Range 23 East excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 20 NORTH, RANGE 24 EAST

- Township 20 North, Range 24 East excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 19 NORTH, RANGE 18 EAST

- Township 19 North, Range 18 East in its entirety excepting therefrom those portions within City of Reno limits and outside Washoe County limits and the State of Nevada boundary.

TOWNSHIP 19 NORTH, RANGE 19 EAST

- Township 19 North, Range 19 East excepting therefrom those portions within City of Reno limits.

TOWNSHIP 19 NORTH, RANGE 20 EAST

- Township 19 North, Range 20 East excepting therefrom those portions within City of Reno limits and City of Sparks limits and those Sections which lie outside the County of Washoe.

TOWNSHIP 19 NORTH, RANGE 21 EAST

- Township 19 North, Range 21 East excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 18 NORTH, RANGE 18 EAST

- Township 18 North, Range 18 East, in its entirety excepting therefrom those portions outside Washoe County and State of Nevada boundary.

TOWNSHIP 18 NORTH, RANGE 19 EAST

- Township 18 North, Range 19 East, in its entirety excepting therefrom those portions within City of Reno limits.
- Township 18 North, Range 19 East, Sections 5, 6, 7, 8, 9, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36 in their entirety.
- Those properties in Township 18 North, Range 19 East, Section 2 which border or have addresses on Anitra Way; APNs 22206054 and 22206055 having an address on Faretto Lane; and that portion of APN 22208007, 22208008 and 22208009, having an address on Mountain Sheep Way, within this section; excepting therefrom APNs 4129013 at 420 Anitra Drive and 4129012 at 425 Anitra Drive.
- Those properties in Township 18 North, Range 19 East, Section 3 identified as follows:
 - o That portion of APN 22208007, 22208008 and 22208009,

having an address on Mountain Sheep Way, within this section

- o That portion of APN 15201037 contained within this section.
- Township 18 North, Range 19 East, Section 4, excepting therefrom that portion of APN 22208001 contained within this Section.
- All of Township 18 North, Range 19 East, Section 10, excepting therefrom those parts of APN 22208004, having an address on Mountain Sheep Way, and APN 22208005, contained within this section.
- The west $\frac{1}{2}$, of Section 11, Township 18 North, Range 19 East, excepting therefrom that portion of APN 22208004 having an address on Mountain Sheep Way, APN 22208005, APN 4113030, those properties described in Subdivision Tract Maps T1871, and any of those parcels in said west $\frac{1}{2}$, of Section 11 having a Bellhaven Road or Lone Tree Lane address.

TOWNSHIP 18 NORTH, RANGE 20 EAST

- Township 18 North, Range 20 East, in its entirety excepting therefrom those portions within City of Reno limits and those Sections which lie outside the County of Washoe.
 - o The southwest $\frac{1}{4}$ Section 19.
 - o Parcel 112 as shown on Record of Survey Map S3794, APN 14202001 (A portion Wolf Run Golf Course).
 - o Those properties on the south side of Star Way and east of 1620 Star Way (APN 49181 09) that have a Star Way address.
 - o All properties with addresses on Buckthorn Lane between Welcome Way and Fieldcreek Lane
 - o All properties with addresses on Fieldcreek Lane south of its intersection with Buckthorn Lane excepting therefrom 12640 and 12650 Fieldcreek Lane (APNs 4966403 and 4966402).
 - o North of State Route 431 and west of Wedge Parkway, excluding therefrom those properties as shown on Subdivision Tract Maps T3088, T3167, T3244, T3997, T3319, T3360 and T4374.
 - o North of State Route 431 east of Wedge Parkway, *the McDonalds' Restaurant at 18200 Wedge Parkway*, APN 4973102.
 - o South of the State Route 431 right of way and west of the US 395 right of way.
 - o South of the State Route 431 right of way and east of the US 395 right of way, generally south and west of Steamboat Ditch, including the following four properties: APN 4945045; APN 4945047; APN 4938502;

and APN 4938505.

TOWNSHIP 18 NORTH, RANGE 21 EAST

- Township 18 North, Range 21 East, excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 17 NORTH, RANGE 18 EAST

- Township 17 North, Range 18 East, in its entirety excepting therefrom those portions outside the County of Washoe and State of Nevada boundary.

TOWNSHIP 17 NORTH, RANGE 19 EAST

- Township 17 North, Range 19 East, in its entirety.

TOWNSHIP 17 NORTH, RANGE 20 EAST

- Township 17 North, Range 20 East, in its entirety.

TOWNSHIP 17 NORTH, RANGE 21 EAST

- Township 17 North, Range 21 East, excepting therefrom those Sections which lie outside the County of Washoe.

TOWNSHIP 16 NORTH, RANGE 18 EAST

- Township 16 North, Range 18 East, excepting therefrom those Sections outside Washoe County limits and the State of Nevada boundary.
- Township 16 North, Range 18 East, Sections 4, 5, 25, 35, and 36 in their entirety.
- Township 16 North, Range 18 East, Section 6 excepting that portion outside the State of Nevada boundary.
- Within Township 16 North, Range 18 East, Section 24, those parcels on the southeastern edge of the Section belonging to the Forest Service, with addresses on Sweetwater Road, specifically APNs 13001006 and 13001007.
- The eastern half of Township 16 North, Range 18 East, Section 26 in its entirety.

TOWNSHIP 16 NORTH, RANGE 19 EAST

- Township 16 North, Range 19 East, in its entirety excepting therefrom those Sections outside Washoe County limits.
- Township 16 North, Range 19 East, Sections 4, 5, 6, 7, 8, 9, 17, 18, 19, 20, 27, 28, 29, 30, 31, 32, 33, and 34 in their entirety.

- Within Township 16 North, Range 19 East, that part of Section 3 west of NV 429.
- Within Township 16 North, Range 19 East, that part of Sections 10, 15, and 16, west of Franktown Road.
- Township 16 North, Range 19 East, Section 21 in its entirety, excepting only that portion north and east of Franktown Road.
- Within Township 16 North, Range 19 East, Section 22, that part south of Franktown Road
- Within Township 16 North, Range 19 East, Section 23, that part south of Franktown Road and west of NV429.
- Township 16 North, Range 19 East, Section 26 in its entirety, excepting only that part east of NV429.
- Within Township 16 North, Range 19 East, Section 35, that part within Washoe County.
- Within Township 16 North, Range 19 East, Section 36, that part within Washoe County boundaries and west of the US395 right of way.

TOWNSHIP 15 NORTH, RANGE 18 EAST

- Township 15 North, Range 18 East, excepting therefrom those Sections outside Washoe County limits.

TOWNSHIP 15 NORTH, RANGE 19 EAST

- Township 15 North, Range 19 East, excepting therefrom those Sections outside Washoe County limits.

D. The consolidated district described herein shall continue to be known as the "TRUCKEE MEADOWS FIRE PROTECTION DISTRICT" and shall continue to be governed by the current TMFPD Board of Fire Commissioners.

E. All duties, debts, obligations, liabilities, revenues, expenditures, and assets of whatever kind of the SFPD, including all real and personal property, shall be assumed, transferred to, taken over, disposed of, and used by TMFPD to do all things necessary and appropriate for the prudent operation of the consolidated fire protection district as allowed by law including, but not limited to, NRS Chapter 474.

F. Each owner of real or personal property that is located within the consolidated TMFPD on July 1, 2016, and that is subject to taxation pursuant to NRS 474.510 and 474.515 is entitled to any partial abatement of taxes provided by NRS 361.4722, 361.4723 and 361.4724 to which the owner was entitled immediately prior to July 1, 2016, for those taxes levied against the owner's real or personal property pursuant to NRS 474.510 and 474.51.

SECTION 6.

The appropriate officers of the County and the TMFPD Board of Fire Commissioners, including without limitation, the County Manager, County Treasurer, and Fire Chief for TMFPD, are authorized and directed to take all actions necessary or appropriate to effectuate the provisions of this ordinance, including without limiting the generality of the foregoing, the preparation and signing of all necessary documents, legal proceedings and other items necessary or desirable for the dissolution of SFPD and its consolidation with TMFPD. The documents and instruments which may be signed include, without limitation: checks, drafts, wire transfers, transfer documents, deeds, titles, trust documents, closing memoranda, reconveyances, assignments, terminations or notices. The County Clerk is authorized to make non-substantive edits and corrections to this Ordinance.

SECTION 7.

A. All actions, proceedings, matters and things heretofore taken, had and done by the County and its officers and appointed agents not inconsistent with the provisions of this Ordinance are ratified and approved.

B. All ordinances, resolutions, bylaws and orders, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed, as of the effective date of the consolidation. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part thereof, heretofore repealed.

C. Except as specifically provided herein, this ordinance shall be in effect from and after its publication as hereinafter provided, and after this ordinance is signed by the Chairman of the Board and attested and sealed by the County Clerk, this ordinance shall be published by title only, together with the names of the Commissioners voting for or against and with a statement that typewritten copies of said ordinance are available for inspection by all interested parties at the office of the County Clerk, such publication to be made in the Reno Gazette Journal, a newspaper published and having general circulation in the County, at least once a week for a period of two weeks by two insertions as required by NRS 244.100 and any other enabling laws.

D. A copy of this ordinance shall be recorded in the office of the county recorder for Washoe County, the County in which the SFPD and TMFPD are located.

E. Each term and provision of this ordinance shall be valid and shall be enforced to the extent permitted by law. If any term or provision of this ordinance or the application thereof shall be deemed by a court of competent jurisdiction to be in violation of law or public policy, then it shall be deemed modified, ipso facto, to bring it within the limits of validity or enforceability, but if it cannot be so modified, then it shall be excised from this ordinance. In any event, the remainder of this ordinance, or the application of such term or provision to circumstances other than those to which it is invalid or unenforceable, shall not be affected.

[Business Impact Note: The Board of County Commissioners hereby finds that this ordinance does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

Proposed on the ____ day of _____, 2016.

Proposed by Commissioner _____.

Passed on the ____ day of _____, 2016.

Vote:

Ayes: _____

Nays: _____

Absent: _____

Kitty K. Jung, Chair
Washoe County Commission

ATTEST:

County Clerk

This ordinance shall be in force and effect from and after the ____ day of _____, 2016 and as specifically provided in Section 4, above.